

REMARKS

Applicants respectfully request entry of the amendment and consideration of the claims. Claims 1-23 and 30-33 have been canceled without prejudice or disclaimer. Applicant reserve the right to pursue the canceled subject matter in a continuation application. Claim 24 has been amended and claims 37 and 38 are newly presented. After entry of the amendment, claims 24-29 and 34-38 will be pending.

Applicants submit the amendment is supported throughout the specification, including for example at page 21, first paragraph and claim 22 as originally filed, and does not introduce new matter.

Restriction Requirement

The Office Action alleges restriction to one of groups I-III is required under 35 U.S.C. § 121. Applicants elect group I (claims 1-33, drawn to method of providing information, wherein the probability of DNA being indicated is equated to probability of samples contaminated) for prosecution on the merits. The elected group encompasses claims 24-29 and 37-38.

The Office Action has required restriction between subcombinations usable together, in particular groups I and III. Applicants note that if claims to the elected subcombination (group I) are found to be allowable, Applicants are entitled in accordance with 37 CFR § 1.104 to examination of any claims depending from or otherwise requiring all the limitations of the allowable subcombination.

U.S. Patent Application Serial No. 10/564,682

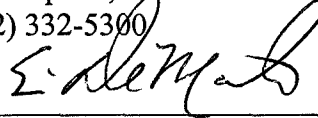
Amendment dated August 10, 2009

Reply to Restriction Requirement Office Action of June 10, 2009

If the Examiner believes a telephone conference would advance the prosecution of this application, the Examiner is invited to telephone the undersigned at the below-listed telephone number.

Respectfully submitted,

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